

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ORIGINAL

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL NO 1456

Civil Action No. 01-CV-12257-PBS

THIS DOCUMENT RELATES TO :

Judge Patti Saris

COUNTY OF SUFFOLK V. ABBOTT
LABORATORIES, INC., ET AL.,
E.D.N.Y Case No. CV-03-229
(D.M 03-10643 PBS)

AFFIDAVITS OF SERVICE OF AMENDED SUMMONS AND COMPLAINT

ORIGINAL

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

AVENTIS PHARMACEUTICALS INC.

03-10643 PB

TO: (Name and address of defendant)

AVENTIS PHARMACEUTICALS INC.
S300-400 SOMERSET CORPORATE BOULEVARD
BRIDGEWATER, NEW JERSEY

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

[Signature]

(BY) DEPUTY CLERK

DATE

8-4-03

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

-----x
COUNTY OF SUFFOLK

Index No.MDL 1456(PBS)
03-10643PB

Plaintiff,

VS

AFFIDAVIT OF SERVICE

AVENTIS PHARMACEUTICALS INC.,

Defendants.
-----x

STATE OF NEW JERSEY)
) ss.:
COUNTY OF CAMDEN)

Matt Janulis, being duly sworn deposes and says
that: deponent is not a party to this action, and is over 18 years of
age and a resident of the State of New Jersey.

On Monday, August, 11, 2003, at approximately 3:05 p.m.
at S300-400 Somerset Corporate Blvd., Bridgewater, New Jersey,
deponent served the within Amended Summons in a Civil Case and
Complaint upon Aventis Pharmaceuticals, Inc., by delivering to and
leaving with Manager Legal Dept., at the offices of Aventis
Pharmaceuticals, a true and correct copy of said document. At the time
of said service, Laura Nigro stated that (s)he was
duly authorized to accept service of process for **Aventis
Pharmaceuticals, Inc.**

Laura Nigro, is described as a White
female, approximately 35 years of age, 140 lbs., 5'7", with Black
hair and Brown
eyes.

Sign: Matt Janulis

Sworn to before me this
11 day of August, 2003

Dacien J. Mullen
Notary Public
DACIEN J. MULLEN
MY COMMISSION EXPIRES
JUNE 1, 2008

AO 440 (Rev. 10/93) Summons in a Civil Action

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

AVENTIS BEHRING

03 - 10643 PB

TO: (Name and address of defendant)

AVENTIS BEHRING
1020 FIRST AVENUE
KING OF PRUSSIA, PENNSYLVANIA 19406 U.S.A.

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

[Signature]

(BY) DEPUTY CLERK

DATE

8-04-03

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

-----x
COUNTY OF SUFFOLK

Plaintiff,

Index No. MDL 1456 (PBS)
03-10643PB

VS

AFFIDAVIT OF SERVICE

AVENTIS BEHRING

Defendant.
-----x

STATE OF Pennsylvania,
COUNTY OF Montgomery ss.:

Ryan Lamanna, being duly sworn deposes and says that: deponent is not a party to this action, and is over 18 years of age and a resident of the State of Pennsylvania.

On Tuesday, August, 12, 2003, at approximately 3:35p.m. at 1020 First Avenue, King of Prussia, Pennsylvania, PA 19406, deponent served the within Amended Summons in a Civil Case and Complaint upon Aventis Behring, by delivering to and leaving with Legal Asst. Paralegal, at the offices of Aventis Behring, a true and correct copy of said document. At the time of said service, Monica Watkins stated that (s)he was duly authorized to accept service of process for Aventis Behring.

Monica Watkins, is described as a Black female, approximately 37 years of age, 115 lbs., 5'9", with Black hair and Brown hair.

Sign: Ryan Lamanna

Sworn to before me this
12 day of August, 2003

D. J. Mullen
Notary Public

DACIEN J. MULLEN
MY COMMISSION EXPIRES
JUNE 1, 2008

AO 440 (Rev. 10/93) Summons in a Civil Action

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

GLAXO WELLCOME

03-10643 PB

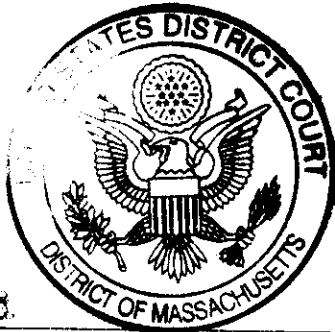
TO: (Name and address of defendant)

GLAXO WELLCOME
5 MOORE DRIVE, P.O. BOX 13398
RESEARCH TRIANGLE PARK, NORTH CAROLINA

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

[Signature]

(BY) DEPUTY CLERK

DATE

8-04-03

ORIGINAL

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

-----x
COUNTY OF SUFFOLK

Plaintiff,

Index No.MDL 1456(PBS)
03-10643PB

VS

AFFIDAVIT OF SERVICE

GLAXO WELLCOME

Defendant.
-----x

STATE OF NORTH CAROLINA)

) ss.:

COUNTY OF WAKE)

Pauline Purvis, being duly sworn deposes and says
that: deponent is not a party to this action, and is over 18 years of
age and a resident of the State of North carolina.

On Thur, August, 14, 2003, at approximately 1:45p.m.
at 5 Moore Drive, Research Triangle Park, North Carolina, deponent
served the within Amended Summons in a Civil Case and Complaint upon
Glaxo Wellcome, by delivering to and leaving with

Robin Witlock Smith Counsel at the offices of Glaxo Wellcome, a true
and correct copy of said document. At the time of said service,
Robin Witlock Smith stated that (S)he was duly authorized to
accept service of process for Glaxo Wellcome.

Robin Witlock Smith, is described as a Wht
Female, approximately 25-35 years of age, 100-120lbs., 5'5", with Lt. Brown
hair and No Glasses.

Sign: Pauline Purvis

Sworn to before me this
15 day of August, 2003

COMMISSION
EXPIRES
01/17/05

Notary Public

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

IMMUNEX

03-10643 PB

TO: (Name and address of defendant)

IMMUNEX
BALLARD SPAHR ANDREWS & INGRESOLL, LLP
1735 MARKET STREET
51ST FLOOR
PHILADELPHIA, PA 19103

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

08-04-03

DATE

(BY) DEPUTY CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

-----x
COUNTY OF SUFFOLK

Plaintiff,

Index No. MDL 1456 (PBS)
03-10643PB

VS

AFFIDAVIT OF SERVICE

IMMUNEX
BALLARD SPAHR ANDREWS & INGRESOLL, LLP

Defendants.

-----x
STATE OF Pennsylvania
COUNTY OF Philadelphia ss.:

Matt Kohlman, being duly sworn deposes and says
that: deponent is not a party to this action, and is over 18 years of
age and a resident of the State of _____.

On Monday, August, 11, 2003, at approximately 2:45 p.m.
at 1735 Market Street, 51st Floor, Philadelphia, PA 19103, deponent
served the within Amended Summons in a Civil Case and Complaint upon
Immunex Ballard Spahr Andrews & Ingresoll, LLP., by delivering to and
leaving with Eric Sitarchuck, Esq., at the offices of Immunex
Ballard Spahr Andrews & Ingresoll, LLP, a true and correct copy of
said document. At the time of said service,
Eric Sitarchuck stated that () he was duly authorized to
accept service of process for **Immunex Ballard Spahr Andrews &**
Ingresoll, LLP.

Legal Rep., is described as a white
male, approximately 50 years of age, 180 lbs., 6'0", with Brown
hair and Brown
Eyes

Sign:

Matt Kohnman

Sworn to before me this
11 day of August, 2003

Dacien J. Mullen
Notary Public

DACIEN J. MULLEN
MY COMMISSION EXPIRES
JUNE 1, 2008

AO 440 (Rev. 10/93) Summons in a Civil Action -

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

JOHNSON & JOHNSON

03-10643 PB

TO: (Name and address of defendant)

JOHNSON & JOHNSON
ONE JOHNSON & JOHNSON PLAZA
NEW BRUNSWICK, NJ 08933

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

[Signature]

(BY) DEPUTY CLERK

8-04-03

DATE

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

-----X
COUNTY OF SUFFOLK

Plaintiff,

Index No.MDL 1456(PBS)
03-10643PB

VS

AFFIDAVIT OF SERVICE

JOHNSON & JOHNSON

Defendant.
-----X

STATE OF NEW JERSEY)
) ss.:
COUNTY OF CAMDEN)

John Reed, being duly sworn deposes and says
that: deponent is not a party to this action, and is over 18 years of
age and a resident of the State of New Jersey.

On Tuesday, August, 12, 2003, at approximately 3:10 p.m.
at One Johnson & Johnson Plaza, New Brunswick, NJ 08933, deponent
served the within Amended Summons in a Civil Case and Complaint upon
Johnson & Johnson, by delivering to and leaving with

Legal Rep., at the offices of Johnson & Johnson, a true
and correct copy of said document. At the time of said service,

Barbara Lancia stated that (S) he was duly authorized to
accept service of process for Johnson & Johnson.

Barbara Lancia, is described as a White
female, approximately 40 years of age, 110 lbs., 58", with Blonde
hair and Brown
eyes

Sign: John Reed
John Reed

Sworn to before me this
12 day of August, 2003

Dacien J. Mullen
Notary Public

DACIEN J. MULLEN
MY COMMISSION EXPIRES
JUNE 1, 2008

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

ORTHO BIOTECH

03-10643 PB

TO: (Name and address of defendant)

ORTHO BIOTECH
700 US HIGHWAY 202
RARITAN, NJ 08869-0670

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

(BY) DEPUTY CLERK

DATE

08-04-03

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

-----X
COUNTY OF SUFFOLK

Plaintiff,

Index No.MDL 1456(PBS)
03-10643PB

VS

AFFIDAVIT OF SERVICE

ORTHO BIOTECH

Defendant.
-----X

STATE OF NEW JERSEY)

) ss.:

COUNTY OF Somerset)

Daniel Guida, being duly sworn deposes and says
that: deponent is not a party to this action, and is over 18 years of
age and a resident of the State of New Jersey.

On Friday, August, 15, 2003, at approximately 200p.m.
at 430 US Highway 22, Bridgewater, NJ 08807 deponent served the
within Amended Summons in a Civil Case and Complaint upon Ortho
Biotech, by delivering to and leaving with the vice-president,
at the offices of Ortho Biotech, a true and correct copy of said
document. At the time of said service, Jeffrey Stewart
stated that () he was duly authorized to accept service of process for
Ortho Biotech.

Jeffrey Stewart, is described as a white
male, approximately 50 years of age, 220 lbs., 5'9", with Brown
hair and Brown eyes.

Sign: W. J. Silva

Sworn to before me this
15 day of August, 2003

Janet E. Mollen
Notary Public
JANET E. MOLLEN
MY COMMISSION EXPIRES
MAY 17, 2008

AO 440 (Rev. 10/93) Summons in a Civil Action

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

RELIANT PHARM

0310643 PB

TO: (Name and address of defendant)

RELIANT PHARM
721 ROUTE 202/206
SOUTH BRIDGEWATER, NJ 08807

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

DATE

08-04-03

(BY) DEPUTY CLERK

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

TAP PHARMACEUTICALS

03-10643PB

TO: (Name and address of defendant)

TAP PHARMACEUTICALS
675 NORTH FIELD DRIVE
LAKE FOREST, ILLINOIS 60045

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



IONY ANASTAS

CLERK

DATE

08-04-03

(BY) DEPUTY CLERK

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

-----X
COUNTY OF SUFFOLK

Plaintiff

Index No. MDL 1456 (PBS)
03-10643PB

VS

AFFIDAVIT OF SERVICE

TAP PHARMACEUTICALS

Defendants
-----X

STATE OF ILLINOIS)
) ss.:
COUNTY OF ~~CROOK~~)
 LAKE

BARNETT S. KOLTEN being duly sworn deposes and says
that: deponent is not a party to this action, and is over 18 years of
age and a resident of the State of Illinois.

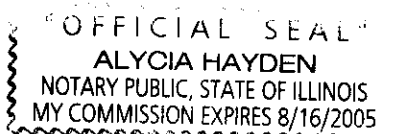
On THURSDAY August, 14, 2003, at approximately 11:30 A.M.
at 675 North Field Drive, Lake Forest, Illinois 60045, deponent served
the within Amended Summons in a Civil Case and Complaint upon TAP
Pharmaceuticals, by delivering to and leaving with KENNETH D. GREISMAN,
VICE-PRESIDENT & CHIEF LEGAL COUNSEL, at the offices of TAP Pharmaceuticals, a
true and correct copy of said document. At the time of said service,
MR. GREISMAN stated that (X) he was duly authorized to
accept service of process for TAP Pharmaceuticals.

KENNETH D. GREISMAN is described as a WHITE
male, approximately 45 years of age, 180 lbs., 5'9", with BROWN
hair and _____.

Sign: Barnett S. Kolten
PERC 129-170762

Sworn to before me this
15 day of August, 2003

Alicia Hayden
Notary Public



AO 440 (Rev. 10/93) Summons in a Civil Action

United States District Court

DISTRICT

DISTRICT OF

MASSACHUSETTS

COUNTY OF SUFFOLK

AMENDED SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: MDL 1456 (PBS)

WARRICK PHARMACEUTICALS

03-10643 PB

TO: (Name and address of defendant)

WARRICK PHARMACEUTICALS
12125 MOYA BOULEVARD
RENO, NEVADA

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

JOANNE M. CICALA, ESQ.
KIRBY MCINERNEY & SQUIRE, LLP
830 THIRD AVENUE
NEW YORK, NEW YORK 1022
(212) 371-6600

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



CLERK

DATE

08-04-03

(BY) DEPUTY CLERK

